THE HON'BLE SRI JUSTICE P.S. NARAYANA

W.P.No.17467 of 2006

Date : 22-8-2006

Between:

Kadaboina Ramesh,
S/o.Sri Kattamallu, aged
About 27 years, occ: Agriculture,
R/o.Gollapally village,
Nekkonda Mandal,
Warangal District. ..
Petitioner

And

1. The State Election Commissioner,
   Andhra Pradesh, Budha Bhavan,
   Hyderabad.
2. The Additional District Election Authority,
   (The District Panchayat Officer) D.P.O.,
   Warangal District, Hanamkonda.
3. The Deputy Election Authority,
   (Revenue Divisional Officer), R.D.O.,
   Mahabubabad, Warangal District.
4. The Election Officer/Returning Officer,
   G.P. Gollapally village, Nekkonda
   Mandal, Warangal District.
5. Sri Dasari Swamy s/o.Ramaswamy,
   aged about 40 years, occ: Agriculture,
   R/o.Gollapally village,
   Nekkonda Mandal, Warangal District. ..

Respondents

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ORDER:

Heard the Counsel.

The Writ Petition is filed for a Writ of Mandamus declaring the election held on 2-8-2006 for the post of Sarpanch, G.P. Gollapally village, Nekkonda Mandal, Warangal District as illegal and null and void and consequently to hold re-election for the post of Sarpanch of Gollapally village by deleting six voters who have casted their votes at Chandrugonda village and Enugallu village and also at Gollapally village from the voters list of Gollapally village, Nekkonda Mandal, Warangal District and to pass such other suitable orders.

The main grievance ventilated by the petitioner is double casting of votes. Several factual details no doubt had been narrated in the affidavit filed in support of the Writ Petition.

It is needless to say that predominantly it is a question of fact to be gone into by the appropriate Election

Tribunal. Liberty is given to the petitioner to approach the appropriate Election Tribunal by way of Election Petition, if the petitioner is so advised. The Writ Petition is accordingly disposed of. No costs.

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Justice

P.S.Narayana

Date : 22-8-2006

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